



Attorney Docket No.: 5470-368

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re: Ting et al.
Application No.: 10/511,989
Filed: May 25, 2005
For: *CATERPILLER GENE FAMILY*

Confirmation No.: 4540
Group Art Unit: 1633
Examiner: Michael D. Burkhart

Date: June 27, 2008

Mail Stop AF
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

PETITION AND FEE FOR EXTENSION OF TIME
(37 C.F.R. § 1.136(a))

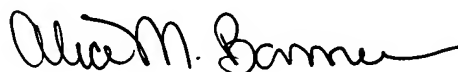
1. This is a petition for an extension of time for a total period of three (3) months to respond to the Office Action dated December 31, 2007.
2. A Notice of Appeal in connection with the matter for which this extension is requested:
☒ is filed herewith.
☐ has been filed.
3. Applicant:
☒ Claims small entity status. See 37 CFR 1.27.
☐ Does not claim small entity status.
4. Calculation of extension fee (37 C.F.R. § 1.17(a)-(d)):

	Total Months Requested	Fee for Large Entity	Fee for Small Entity
<input type="checkbox"/>	one month	\$120.00	\$60.00
<input type="checkbox"/>	two months	\$460.00	\$230.00
<input checked="" type="checkbox"/>	three months	\$1,050.00	\$465.00*
<input type="checkbox"/>	four months	\$1,640.00	\$820.00
<input type="checkbox"/>	five months	\$2,230.00	\$1,115.00

Fee Due \$465.00 (See next page for explanation of fees)

- ☒ Enclosed is a check in the amount of **\$720.00** (\$255.00 for the Appeal fee as provided by 37 C.F.R. § 41.20(b)(1) and \$465.00 [**\$525.00** for a 3-month Extension of Time minus a previously paid \$60.00 for a 1-month Extension of Time paid on April 28, 2008 = \$465.00].
- ☒ Please first reapply the previously paid 1-month extension of time fee, as submitted on April 28, 2008.
- ☒ Charge Deposit Account No. 50-0220 for any additional extension and/or fee required or credit for any excess fee paid.

Respectfully submitted,



Alice M. Bonnen
Registration No. 57,154

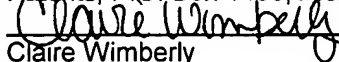
Customer Number 20792
Myers Bigel Sibley & Sajovec, P.A.
P. O. Box 37428
Raleigh, North Carolina 27627
Telephone: (919) 854-1400
Facsimile: (919) 854-1401

CERTIFICATE OF EXPRESS MAIL

Express Mail Label Number: EV 869967550 US

Date of Deposit: June 27, 2008

I hereby certify that this correspondence is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 on the date indicated above and is addressed to Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.



Claire Wimberly